

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TENNESSEE
AT KNOXVILLE**

JEREMIAH HUNLEY

Plaintiff,

v.

Civil Action No.: 3:08-CV-397

JURY DEMANDED

EAST TENNESSEE ZINC
COMPANY, LLC, TENNESSEE
ZINC SERVICES COMPANY,
LLC, INDUSTRIAL DEVELOPMENT
BOARD OF JEFFERSON
COUNTY, INNOVATIVE
TRAINING SOLUTIONS,
MOSSY CREEK MINING COMPANY,
11 E RENTALS, LLC and
GLENCORE, LTD, INC.

Defendants.

NOTICE AS TO STIPULATION OF DISMISSAL

Comes the plaintiff, Jeremiah Hunley, by and through counsel, and announces to the Court that Plaintiff desires to have a voluntary nonsuit without prejudice entered against all named defendants, who have stipulated to this dismissal with their signatures below, pursuant to Rule 41 of the Federal Rules of Civil Procedure, and the same being well taken;

IT IS THEREFORE ACCORDINGLY ORDERED, that the Plaintiff's actions against the defendants, East Tennessee Zinc Company, LLC, Tennessee Zinc Services Company, LLC., Industrial Development Board of Jefferson County, Innovative Training Solutions, Mossy Creek Mining Company, 11 E Rentals, LLC, and Glencore LTD, Inc.,

are hereby dismissed without prejudice with the cost of the same to be taxed to the

Plaintiff.

ENTER this the 26th day of OCT, 2009.

Thomas H. Phillips

JUDGE

APPROVED FOR ENTRY:

STANLEY & KURTZ, PLLC

By: s/Dan Channing Stanley
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s/ P. Edward Pratt
P. Edward Pratt, BPR# 012758
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s/ Deborah Stevens

Deborah Stevens, BPR#007241

Lynn C. Peterson, BPR#012201

Attorneys for East Tennessee Zinc Company, LLC

Tennessee Zinc Services Company, LLC and

Industrial Development Board of Jefferson County

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s/ Keith Aldridge

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and exact copy of this pleading has been served upon counsel for all parties at interest in this case by delivering a true and exact copy of said pleading to the offices of said counsel, or by placing a true and exact copy of said pleading in the United States Mail, addressed to said counsel at his office, with sufficient postage thereon to carry the same to its destination.

This 23rd day of October, 2009.

By: s/Travis Venable